



OVERSIGHT AND
COMPLIANCE

OFFICE OF THE DEPUTY CHIEF MANAGEMENT OFFICER
9010 DEFENSE PENTAGON
WASHINGTON, DC 20301-9010

06/06/16

The Honorable Mac Thornberry
Chairman
Committee on Armed Services
U.S. House of Representatives
Room 2216 Rayburn House Office Building
Washington, DC 20510

Dear Mr. Chairman,

Enclosed is a copy of the charter that renews the Chief of Engineers Environmental Advisory Board, which is being filed with your office in accordance with the Federal Advisory Committee Act of 1972, as amended (5 U.S.C. Appendix).

Copies of this charter are also being filed with the Library of Congress, the Senate Armed Services Committee, the Senate Appropriations Committee, and the House Appropriations Committee.

Sincerely,

A handwritten signature in black ink, which appears to read "James D. Freeman II", is written over a horizontal line.

James D. Freeman II
Advisory Committee Management
Officer for the Department of Defense

1 Enclosure
As stated



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The Honorable Harold Rogers
Chairman
Committee on Appropriations
U.S. House of Representatives
Room H307 Capitol
Washington, D.C. 20515

Dear Mr. Chairman,

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The Honorable John McCain
Chairman
Committee on Armed Services
United States Senate
Room SR-228 Russell Senate Office Building
Washington, D.C. 20510

Dear Mr. Chairman,

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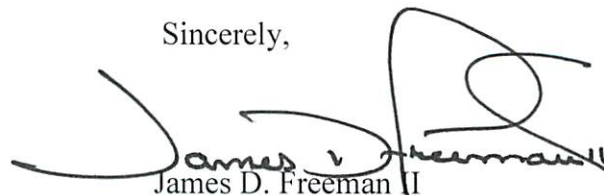
The Honorable Thad Cochran
Chairman
Committee on Appropriations
United States Senate
Room S-128 Capitol
Washington, D.C. 20510

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WASHINGTON, DC 20301-9010**

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Library of Congress
Anglo-American Acquisitions Division
Government Documents Section
Federal Advisory Committee Desk
101 Independence Avenue, S.E.
Washington, D.C. 20540

Dear Sir or Madam,

Enclosed is a copy of the charter that renews the Chief of Engineers Environmental Advisory Board, which is being filed with your office in accordance with the Federal Advisory Committee Act of 1972, as amended (5 U.S.C. Appendix).

Copies of this charter are also being filed with the Senate Armed Services Committee, the Senate Appropriations Committee, the House Armed Services Committee, and the House Appropriations Committee.

Sincerely,

James D. Freeman II
Advisory Committee Management
Officer for the Department of Defense

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Charter
Chief of Engineers Environmental Advisory Board

1. Committee's Official Designation: The committee will be known as the Chief of Engineers Environmental Advisory Board ("the Board").
2. Authority: The Secretary of Defense, in accordance with the Federal Advisory Committee Act (FACA) of 1972 (5 U.S.C., Appendix, as amended) and 41 C.F.R. § 102-3.50(d), established this discretionary Board.
3. Objectives and Scope of Activities: The Board shall provide independent advice and recommendations on matters relating to environmental and water resource management issues facing the United States Army Corps of Engineers, as set out in paragraph four below.
4. Description of Duties: The Board shall provide independent advice and recommendations to the Secretary of Defense, the Deputy Secretary of Defense, through the Secretary of the Army, the Assistant Secretary of the Army (Civil Works), and the Chief of Engineers on matters relating to the two distinct component programs of the United States Army Corps of Engineers - the Military Program, which supports Army war fighters, and the Civil Works Program, which manages many of the water resources of the Nation.
5. Agency or Official to Whom the Board Reports: The Board shall report to the Secretary of Defense and the Deputy Secretary of Defense, through the Secretary of the Army, the Assistant Secretary of the Army (Civil Works), and the Chief of Engineers. The Chief of Engineers, pursuant to Federal and DoD policies and procedures, shall be authorized to act upon the Board's advice and recommendations.
6. Support: The Department of Defense (DoD), through the United States Army Corps of Engineers, shall provide support for the Board's performance and shall ensure compliance with the requirements of the FACA, the Government in the Sunshine Act of 1976 (5 U.S.C. § 552b, as amended) ("the Sunshine Act"), governing Federal statutes and regulations, and established DoD policies and procedures.
7. Estimated Annual Operating Costs and Staff Years: The estimated annual operating cost, to include travel, meetings, and contract support, is approximately \$291,000.00. The estimated annual personnel cost to the DoD is 1.6 full-time equivalents.
8. Designated Federal Officer: The Board's Designated Federal Officer (DFO), pursuant to DoD policy, shall be a full-time or permanent part-time DoD employee, designated in accordance with established DoD policies and procedures.

The Board's DFO is required to be in attendance at all meetings of the Board and any subcommittees for the entire duration of each and every meeting. However, in the absence of the Board's DFO, a properly approved Alternate DFO, duly designated to the Board according to established DoD policies and procedures, must attend the entire duration of all of the Board or subcommittee meetings.

The DFO, or the Alternate DFO, calls all Board and its subcommittee meetings; prepares and approves all meeting agendas; and adjourns any meeting when the DFO, or the Alternate

Charter
Chief of Engineers Environmental Advisory Board

DFO, determines adjournment to be in the public interest or required by governing regulations or DoD policies and procedures.

9. Estimated Number and Frequency of Board Meetings: The Board shall meet at the call of the Board's DFO, in consultation with the Board's Chair. The estimated number of Board meetings is two per year.
10. Duration: The need for this advisory function is on a continuing basis; however, this charter is subject to renewal every two years.
11. Termination: The Board shall terminate upon completion of its mission or two years from the date this charter is filed, whichever is sooner, unless the Secretary of Defense renews its charter.
12. Membership and Designation: The Board shall be composed of not more than 10 members who are eminent authorities in the fields of natural (e.g. biology, ecology), social (e.g. anthropology, community planning), and related sciences.

The appointment of Board members will be authorized by the Secretary of Defense or the Deputy Secretary of Defense and administratively certified by the Secretary of the Army, as the Sponsor, for a term of service of one-to-four years, with annual renewals, in accordance with DoD policies and procedures. Members of the Board who are not full-time or permanent part-time Federal officers or employees will be appointed as experts or consultants pursuant to 5 U.S.C. § 3109 to serve as special government employee (SGE) members. Board members who are full-time or permanent part-time Federal officers or employees will be appointed pursuant to 41 C.F.R. § 101-3.130(a) to serve as RGE members. No member, unless authorized by the Secretary of Defense or Deputy Secretary of Defense, may serve more than two consecutive terms of service on the Board, to include its subcommittees, or serve on more than two DoD federal advisory committees at one time.

The Secretary of the Army has the delegated authority to appoint the Board's Chair and Vice Chair from among the membership previously appointed in accordance with DoD policies and procedures and, in doing so, will determine the term of service for each, which will not exceed the member's approved term of service.

Each Board member is appointed to provide advice on the basis of his or her best judgment on behalf of the Government without representing any particular point of view and in a manner that is free from conflict of interest.

Except for reimbursement of official Board-related travel and per diem, Board members serve without compensation.

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Chief of Engineers Environmental Advisory Board

13. Subcommittees: The DoD, as necessary and consistent with the Board's mission and DoD policies and procedures, may establish subcommittees, task forces, or working groups to support the Board. Establishment of subcommittees will be based upon a written determination to include terms of reference, by the Secretary of Defense, the Deputy Secretary of Defense, or the Secretary of the Army, as the Board's Sponsor.

Such subcommittees will not work independently of the Board and will report all their recommendations and advice solely to the Board for full deliberation and discussion. Subcommittees, task forces, or working groups have no authority to make decisions and recommendations, verbally or in writing, on behalf of the Board. No subcommittee or any of its members can update or report, verbally or in writing, directly to the DoD or any Federal officers or employees. If a majority of Board members are appointed to a particular subcommittee, then that subcommittee may be required to operate pursuant to the same notice and openness requirements of FACA which govern the Board's operations.

Pursuant to Secretary of Defense policy, the Secretary of the Army has the delegated authority to administratively certify the appointment of subcommittee members if the Secretary of Defense or the Deputy Secretary of Defense has previously authorized the individual's appointment to the Board or another DoD advisory committee. If the Secretary of Defense or the Deputy Secretary of Defense has not previously authorized the appointment of the individual to the Board or another DoD advisory committee, then the individual's subcommittee appointment must first be authorized by the Secretary of Defense or the Deputy Secretary of Defense and subsequently administratively certified by the Secretary of the Army.

Subcommittee members, with the authorization of the Secretary of Defense, will be appointed for a term of service of one-to-four years, subject to annual renewals. Subcommittee members, if not full-time or permanent part-time Federal officers or employees, will be appointed as experts or consultants pursuant to 5 U.S.C. § 3109 to serve as SGE members. Subcommittee members who are full-time or permanent part-time Federal officers or employees will be appointed pursuant to 41 C.F.R. § 101-3.130(a) to serve as RGE members. No subcommittee member, unless authorized by the Secretary of Defense or Deputy Secretary of Defense, may serve more than two consecutive terms of service on the Board, to include its subcommittees, or serve on more than two DoD federal advisory committees at one time.

Each subcommittee member is appointed to provide advice on the basis of his or her best judgment on behalf of the Government without representing any particular point of view and in a manner that is free from conflict of interest.

The Secretary of the Army has the delegated authority to appoint the Chair of any appropriately approved subcommittee from among the membership previously appointed in accordance with DoD policies and procedures and, in doing so, will determine the term of service for each, which will not exceed the member's approved term of service.

Charter
Chief of Engineers Environmental Advisory Board

Except for reimbursement of official subcommittee-related travel and per diem, subcommittee members serve without compensation.

All subcommittees operate under the provisions of the FACA, the Sunshine Act, governing Federal statutes and regulations, and established DoD policies and procedures.

Currently, the Secretary of the Army has not approved any subcommittees for the Board.

14. Recordkeeping: The records of the Board and its subcommittees shall be managed in accordance with General Record Schedule 6.2, Federal Advisory Committee Records, or other approved agency records disposition schedule, and the appropriate DoD policies and procedures. These records shall be available for public inspection and copying, subject to the Freedom of Information Act of 1966 (5 U.S.C. § 552, as amended).
15. Filing Date: June 6, 2016